

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                                   |   |           |
|-----------------------------------|---|-----------|
| HENRY MARION, et al.,             | ) |           |
|                                   | ) |           |
| Plaintiff,                        | ) | 8:08CV466 |
|                                   | ) |           |
| v.                                | ) |           |
|                                   | ) |           |
| WERNER ENTERPRISES, INC., et al., | ) | ORDER     |
|                                   | ) |           |
| Defendant.                        | ) |           |

Upon notice of settlement given to the magistrate judge during a telephone conference on February 9, 2010, by counsel for the parties, Steven Blau and James Sullivan,

**IT IS ORDERED that:**

1. **On or before March 11, 2010**, the parties shall electronically file a joint stipulation for dismissal (or other dispositive stipulation) and shall submit to Chief Judge Joseph F. Bataillon, at *bataillon@ned.uscourts.gov*, a draft order which will fully dispose of the case. If the case is being dismissed, the stipulation shall comply with Fed. R. Civ. P. 41(a) and shall state whether the dismissal is with or without prejudice.

2. Absent compliance with this order, this case (including all counterclaims and the like) may be dismissed without further notice in accordance with NECivR 68.1.

DATED this 9th day of February, 2010.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge